

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CRYOVAC, INC.)	
)	
Plaintiff-Counterdefendant,)	Civil Action No. 04-1278
)	
v.)	
)	Hon. Kent A. Jordan
PECHINEY PLASTIC PACKAGING, INC.)	
)	
Defendant-Counterplaintiff.)	

**PECHINEY PLASTIC PACKAGING, INC.'S SECOND AMENDED INITIAL
DISCLOSURES PURSUANT TO FED. R. CIV. P. 26(a)(1)**

Defendant-counterplaintiff Pechiney Plastic Packaging, Inc. ("Pechiney"), by its attorneys, provides the following second amended initial disclosures limited to the identification of individuals likely to have discoverable information pursuant to Rule 26(a)(1)(A) of the Federal Rules of Civil Procedure, paragraph 1 of the Scheduling Order dated December 14, 2004 and by agreement of the parties. Pechiney has not yet completed its discovery relating to this action, and its investigation of the facts is continuing and will continue to and throughout the trial of this action. Therefore, Pechiney's Rule 26(a)(1) disclosures are made without prejudice to Pechiney's right to supplement its disclosure pursuant to Rule 26(e) and to introduce any and all documents, witnesses and other evidence of any kind in the proceedings in this action.

By making these amended disclosures, Pechiney does not represent that it is identifying every witness that Pechiney may use to support its claims or defenses in this action. Rather, Pechiney's disclosure represents a good faith effort to identify information that Pechiney reasonably believes it may use to support its claims or defenses, as required by Federal Rule of Civil Procedure 26(a)(1).

Disclosure Pursuant to Rule 26(a)(1)(A): The name and, if known, the address and telephone number of each individual likely to have discoverable information that Pechiney may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of information.

Response: Based upon its investigation to date, Pechiney believes that the following individuals are likely to have discoverable information that Pechiney may use to supports its claims and defenses in this action:

Name	Address/Phone	Subject(s)
Robert Armstrong	EVAL Company of America 2625 Bay Area Blvd., Ste. 300 Houston, TX 77058-1551 Tel: 281.204.4610	ClearShield™ EVOH layer
Wes Baden	c/o Jenner & Block LLP One IBM Plaza Chicago, IL 60611 Tel: 312.222.9350	ClearShield™ sales
Robert Blemberg	c/o Jenner & Block LLP	ClearShield™ process technology, research and development
Luis Bogan	c/o Jenner & Block LLP	ClearShield™ line start-up
Dennis Bonn	c/o Jenner & Block LLP	ClearShield™ marketing
Rusty Bright	c/o Jenner & Block LLP	ClearShield™ line start-up
Duane Buelow	c/o Jenner & Block LLP	ClearShield™ development
Roberto Castellani	c/o Jenner & Block LLP	ClearShield™ development
Matt Cox	c/o Jenner & Block LLP	ClearShield™ line start-up
Randy Davidson	c/o Jenner & Block LLP	ClearShield™ line start-up and plant optimization, die design, manufacturing trials
Stratos Dimas	Welch Foods, Inc. Tel: 781.862.7093	Prior art to patent-in-suit
Martin Dominique	c/o Jenner & Block LLP	ClearShield™ finance and accounting
Mike Douglas	c/o Jenner & Block LLP	ClearShield™ development
Anne Ehrenberger	c/o Jenner & Block LLP	ClearShield™ manufacturing trials, line start-up
Seymour Gilbert	Rutgers University (retired) c/o Jenner & Block LLP	Prior art to patent-in-suit
Tom Grabowski	c/o Jenner & Block LLP	ClearShield™ sales

Earl Hatley	Honeywell International Inc. Tel: 973.455.5407	Prior art to patent-in-suit
Terry Heavican	c/o Jenner & Block LLP	ClearShield™ field trials, customer acceptance
Jerry Jesse	c/o Jenner & Block LLP	ClearShield™ manufacturing trials, critical requirements
John Kavanaugh	c/o Jenner & Block LLP	ClearShield™ sales
Mike Kinjerski	c/o Jenner & Block LLP	ClearShield™ process analysis
Frank Kitchel	c/o Jenner & Block LLP	ClearShield™ marketing
Keith Lind	c/o Jenner & Block LLP	ClearShield™ manufacturing trials, critical requirements
Pete Manery	c/o Jenner & Block LLP	Purchasing
Frank McDavid	c/o Jenner & Block LLP	ClearShield™ sales
Chad Mueller	c/o Jenner & Block LLP	ClearShield™ materials research and characterization
Paul Pezzoli	c/o Jenner & Block LLP	ClearShield™ research and development
Josef Schief	Kuhne GmbH Einsteinstrasse 20 D-53757 Sankt Augustin, Germany Tel: 011.49.2241.902-0	Manufacturing equipment selection and development
Jürgen Schiffmann	Kuhne GmbH	Manufacturing equipment selection and development
Gene Shudy	c/o Jenner & Block LLP	ClearShield™ manufacturing trials, equipment identification and selection
Bob Steen	c/o Jenner & Block LLP	ClearShield™ process analysis
Robert Taylor	c/o Jenner & Block LLP	ClearShield™ sales, product development, customer acceptance
Ron Taylor	c/o Jenner & Block LLP	ClearShield™ field trials, critical requirements, customer acceptance
Steve Tobias	c/o Jenner & Block LLP	ClearShield™ sales
Gene Welsh	c/o Jenner & Block LLP	ClearShield™ sales

The foregoing list is not intended to limit the number of individuals who may have knowledge or information that supports Pechiney's claims or defenses, or to limit the subject matter that may be known to the individuals listed. Pechiney reserves the right to supplement the foregoing list after further discovery in conformity with the Federal and Local Rules.

Respectfully submitted,

PECHINEY PLASTIC PACKAGING, INC.

Date: July 29, 2005

By: Brian O'Connell
One of Its Attorneys

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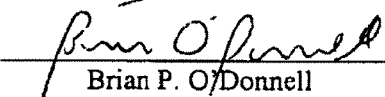
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CERTIFICATE OF SERVICE

I, Brian P. O'Donnell, an attorney, certify that I caused a copy of the foregoing
PECHINEY PLASTIC PACKAGING, INC.'S SECOND AMENDED INITIAL DISCLOSURES
PURSUANT TO FED. R. CIV. P. 26(a)(1) to be served on the following via e-mail and facsimile
on July 29, 2005 upon:

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Brian P. O'Donnell

CRYOVAC, INC.

Plaintiff,

Y.

PECHINEY PLASTIC PACKAGING INC.,

Defendant.

C.A. No. 04-1278 (KAJ)

The undersigned, counsel for Defendant Pechiney Plastic Packaging Inc. hereby certifies that copies of Pechiney Plastic Packaging, Inc.'s Second Amended Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1) were caused to be served on July 29, 2005 upon the counsel of record in the matter indicated.

By Electronic Mail and First Class Mail:

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DATED: August 2, 2005

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CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of August, 2005 I electronically filed a copy of the foregoing with the Clerk of the Court using CM/ECF and served the following individuals in the manner indicated:

BY HAND DELIVERY

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